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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
SOUTHERN DIVISION

IN RE: TOYOTA MOTOR CORP.
UNINTENDED ACCELERATION
MARKETING, SALES PRACTICES,
AND PRODUCTS LIABILITY
LITIGATION

Case No. 8:10ML2151 JVS (FMOx)

**DECLARATION OF STEVE W.
BERMAN IN SUPPORT OF
PLAINTIFFS' PROPOSED
SCHEDULING ORDER FOR
PLEADINGS**

This Document Relates To:
ALL CASES

Date of Hearing: May 28, 2010
Time: 9:00 a.m.
Place: Courtroom of the Hon. James V.
Selna

1 I, Steve W. Berman, declare:

2 1. I am a partner with the law firm of Hagens Berman Sobol Shapiro LLP,
3 one of the Co-Lead Counsel representing the plaintiffs in the above-entitled MDL
4 litigation. I have personal knowledge of the matters described in this declaration and
5 am competent to testify thereto.

6 2. Attached hereto as Exhibit 1 is a true and correct copy of the letter of
7 Marc M. Seltzer, *et al.*, to Vincent Galvin, Jr. *et al.*, dated May 19, 2010.

8 3. Attached as Exhibit 2 is a true and correct copy of the letter of Cari
9 K. Dawson, *et al.*, to Marc M. Seltzer, dated May 21, 2010.

10 4. Plaintiffs' accompanying brief cites a number of unpublished slip
11 opinions, which we attached hereto as Exhibits 3-6. These slip opinions are *In re*
12 *Pharm. Indus. Average Wholesale Price Litig.*, MDL No. 1456 (D. Mass. Oct. 28,
13 2002) (Ex. 3); *In re Dynamic Random Access (DRAM) Antitrust Litig.*, No.
14 M-0201486-PJH (N.D. Cal. Apr. 16, 2003) (Ex. 4); *In re Hydrogen Peroxide*
15 *Antitrust Litig.*, No. 05-666 (E.D. Pa. Oct. 24, 2005) (Ex. 5); *In re Rubber Chemicals*
16 *Antitrust Litig.*, 03-CV-1496 (N.D. Cal. Jan. 26, 2004) (Ex. 6).

17 5. A true and correct copy of pertinent pages of the current docket sheet
18 for *In re Dynamic Random Access (DRAM) Antitrust Litig.*, No. M-0201486-PJH
19 (N.D. Cal.), is attached hereto as Ex. 7.

20 Executed this 26th day of May 2010 in Seattle, Washington.

21 _____
22 s/ Steve W. Berman
23 Steve W. Berman
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1 **PROOF OF SERVICE**

2 I hereby certify that a true copy of the above document was served upon the
3 attorney of record for each other party through the Court's electronic filing service
4 on May 26, 2010.

5 /s/ Steve W. Berman
6 Steve W. Berman